

80MM 674 - 60

MEMORANDUM OF OIL AND GAS LEASE

This Memorandum of Oil and Gas Lease is made and entered into this 1st day of OCTOBER, 2008 by and between **Hayhurst Company, a Florida Partnership**, whose address is **P. O. Box 5010, Fairmont, WV 26555**, hereinafter called Lessor, and **Chesapeake Appalachia, L.L.C.**, an Oklahoma limited liability company whose address is P.O. Box 6070, Charleston, West Virginia 25362-0070 (hereinafter called "Lessee").

WITNESSETH

For and in consideration of the sum of One Dollar (\$1.00) cash in hand paid, and other good and valuable consideration, Lessor did make and execute in favor of Lessee an Oil and Gas Lease dated OCTOBER 1, 2008, and made effective OCTOBER 1, 2008 which provides for a **three (3)** year primary term covering Lessor's interest in the following described lands:

Tax Map No: **28 parcel 14; 29 parcel 4; 29 parcel 4.1; 29 parcel 4.2**

and is bounded formerly or currently as follows:

On the North by lands of: **C. Michael Blair;**
On the East by lands of: **Scott Harlan;**
On the South by lands of: **Mason Dixon Farms;**
On the West by lands of: **Alton W. Stern; Mason Dixon Farms;**

JAN PEST
MARSHALL County 02:35:23 PM
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Book-Page 674-60
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Additional \$6.00

Containing **232.29** acres and located in the District of **Liberty**, **Marshall County**, State of West Virginia, for the purpose of drilling, operating for, producing and removing oil and gas and all the constituents thereof. Said lands were conveyed to Lessor by virtue of deeds dated **06/06/07; 04/23/07; 07/25/06; 06/27/07; 10/29/03; 05/03/04**, and recorded in said County and State in **DB's 662/65; 660/135; 653/485; 662/63; 634/383; 637/591**.

This Memorandum of Oil and Gas Lease is being made and filed for the purpose of giving third parties notice of the existence of the Lease described above. The execution, delivery and recordation of this Memorandum of Oil and Gas Lease shall have no effect upon, and is not intended as an amendment of the terms and conditions of the Lease. It is the intent of the Lessor to lease all of Lessor's interest in and to the properties described herein, whether or not the tracts recited herein are properly described.

IN WITNESS WHEREOF this Memorandum of Oil and Gas Lease is executed as of the date first above written.

WITNESS

LESSOR:

HAYHURST COMPANY, a FLORIDA PARTNERSHIP

R. L. Hayhurst
R. L. Hayhurst, Managing Partner

ACKNOWLEDGMENT



STATE OF WEST VIRGINIA :
COUNTY OF MARION :

On this the 1st day of OCTOBER, 2008, before me, the undersigned authority, personally appeared **R. L. Hayhurst**, who acknowledged himself to be the **Managing Partner of Hayhurst Company, a Florida Partnership**, and that he as such **Managing Partner**, being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by himself as **Managing Partner**.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: 11/7/2015
Signature/Notary Public: Aaron R. Yost
Name/Notary Public (print): AARON R. YOST

Please return original document to: **Mason Dixon Energy, Inc., 101 Cambridge Place, Bridgeport, WV 26330**

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 1st day of OCTOBER, 2008, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 3rd day of NOVEMBER, 2008 at 2:35 o'clock P.M.

TESTE: Jan Pest Clerk.